

IN SENATE OF THE UNITED STATES.

JULY 13, 1842.

Ordered to be printed.—To accompany bill H. R. No. 274.

Mr. BATES submitted the following

REPORT :

The Committee on Pensions, to whom was referred the House bill "for the relief of Catharine W. Callender," report :

The application is for a pension under the act of 1838. By the provisions of that act, "if any person who served, &c., in the manner specified in the act of 1832, have died, *leaving a widow*, &c., such *widow* shall be entitled," &c. The petitioner was not a *widow* at the time of the passage, and within the express terms of the act of 1838; and, therefore, is not entitled to a pension. It is true the *time* of the death of the husband seems to have no connexion with the grounds of equitable claim to a pension, any more than the *time* of his marriage after the close of the war; but, as the act has made both the one and the other material, the committee, in giving effect to the pension laws, do not feel at liberty to set the act aside, in this respect, by *special* acts. If done at all, it should be by a general law.

Resolved, That the bill be indefinitely postponed.

Thomas Allen, print.

IN SENATE OF THE UNITED STATES

JAN 18 1842

Ordered to be printed—To accompany bill H. R. No. 214

Mr. Bates submitted the following

REPORT:

of the Committee on Pensions, to whom was referred the House bill "for the relief of Catherine W. Williams," report.

The application is for a pension under the act of 1838. By the provisions of that act, "if any person who served, &c., in the manner specified in the act, shall have died, leaving a widow, &c., such widow shall be entitled to a pension." The pensioner was not a widow at the time of the passage, and within six months of the act of 1838, and therefore is not entitled to a pension. It is true the time of the death of the husband seems to have no connection with the grounds of entitlement to a pension, and were that the act had made both of its instances after the close of the war; but as the act has made both before and after the war, the committee in giving effect to the pension law do not feel at liberty to set the act aside, in this respect, by a special act. Hence at all it should be by a general law.

Resolved: That the bill be indefinitely postponed.

Wm. A. Allen, printer.